



WEST VIRGINIA SENATE
COMMITTEE ON THE JUDICIARY

MINUTES FOR MARCH 7, 2019, 9:00 A.M.

Pursuant to the call of the Chairman, the Senate Committee on the Judiciary met on March 7, 2019, at 9:00 a.m. in Room 208-W.

All members being present, with the exception of Senator Takubo, who was absent, the Chairman declared the presence of a quorum. (See attached roll call and agenda).

On motion of Senator Maynard, the minutes of the previous meeting were approved.

H. B. 2079 - Removing certain limitations on medical cannabis grower, processor and dispensary licenses.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed strike and insert and title amendments, and responded to questions.

Senator Boso moved to adopt the strike and insert amendment.

With leave of the committee, Michael Hay, West Virginia cannabis investors, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

With leave of the committee, Russell Williams, West Virginia Medical Cannabis Advisory Board, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

Senator Baldwin moved to amend the amendment to restore regional distribution of dispensaries as a criteria in consideration of granting permits.

With leave of the committee, Jason Frame, Director, West Virginia Office of Medical Cannabis, West Virginia Department of Health and Human Resources, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Baldwin, the committee adopted a reformed amendment to the strike and insert amendment on page 8, lines 24-31, by restoring the stricken language beginning with "The bureau shall

consider”, adding the word “dispensary” before the word “permit”, and adding subdivision (1) “Geographical location”, and renumbering the remaining items.

On motion of Senator Lindsay, the committee adopted an amendment to the strike and insert amendment thereby requiring any business licensed under the terms of the bill, to have 51% ownership by a West Virginia resident.

The committee adopted the strike and insert amendment as amended.

On motion of Senator Boso, the committee reported the bill to the full Senate with the recommendation that it do pass.

On motion of Senator Boso, the committee adopted the title amendment.

Originating Concurrent Resolution No. 2. Requesting study of access to adoption records by adult adoptees.

Amanda Davis, Intern, explained the purpose of the originating concurrent resolution and responded to questions.

On motion of Senator Weld, the committee agreed to the originating resolution.

On motion of Senator Weld, the committee reported the originating resolution to the full Senate with the recommendation that it be adopted.

Originating Concurrent Resolution No. 3. Requesting study of price gouging and unfair pricing practices during and after state and federal emergencies.

Amanda Davis, Intern, explained the purpose of the originating concurrent resolution and responded to questions.

On motion of Senator Weld, the committee agreed to the originating resolution.

On motion of Senator Weld, the committee reported the originating resolution to the full Senate with the recommendation that it be adopted.

Originating Concurrent Resolution No. 4. Requesting study of the distinction between an employee and an independent contractor for the purposes of workers compensation.

Amanda Davis, Intern, explained the purpose of the originating concurrent resolution and responded to questions.

On motion of Senator Weld, the committee agreed to the originating resolution.

On motion of Senator Weld, the committee reported the originating resolution to the full Senate with the recommendation that it be adopted.

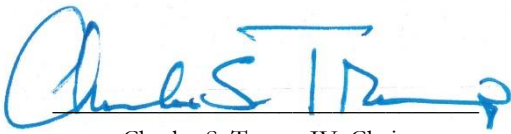
Originating Concurrent Resolution No. 5. Requesting study of state measures to strengthen and modernize the protections for trade secrets and intellectual property.

Amanda Davis, Intern, explained the purpose of the originating concurrent resolution and responded to questions.

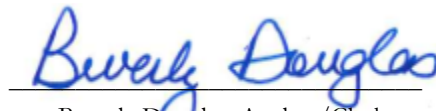
On motion of Senator Weld, the committee agreed to the originating resolution.

On motion of Senator Weld, the committee reported the originating resolution to the full Senate with the recommendation that it be adopted.

On motion of Senator Weld, the committee adjourned.



Charles S. Trump IV, Chair



Beverly Douglas, Analyst/Clerk